

FILED  
GREAT FALLS DIV.  
2009 SEP 22 PM 4 49  
PATRICK E. DUFFY, CLERK  
BY \_\_\_\_\_  
DEPUTY CLERK

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

ROB ROBERSON,

Plaintiff,

vs.

STATE OF MONTANA,

Defendant.

No. CV 09-58-GF-SEH

**ORDER**

On August 31, 2009, United States Magistrate Judge Keith Strong entered Findings and Recommendation<sup>1</sup> in this matter. Plaintiff did not file objections. No review is required of proposed findings and recommendations to which no objection is made. Thomas v. Arn, 474 U.S. 140, 149-152 (1986). However, this

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<sup>1</sup> Docket No. 7.

Court will review Judge Strong's Findings and Recommendation for clear error.

Upon review, I find no clear error in Judge Strong's Findings and Recommendation and adopt them in full.

ORDERED:

1. Plaintiff's Complaint<sup>2</sup> and Amended Complaint and supplement<sup>3</sup> are DISMISSED for lack of jurisdiction.
2. The Clerk of Court is directed to enter a judgment of dismissal.
3. A certificate of appealability is DENIED. Any appeal would be taken in bad faith as jurisdiction has not been established.

DATED this 22<sup>nd</sup> day of September, 2009.

  
SAM E. HADDON  
United States District Judge

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<sup>2</sup> Docket No. 1.

<sup>3</sup> Docket No. 4.